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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 3452-016]

Erie Boulevard Hydropower, L.P;

Notice Of Intent To File License Application, Filing Of Pre-Application Document,  
Approving Use Of The Traditional Licensing Process

- a. Type of Application: Notice of Intent to File License Application and Request to Use the Traditional Licensing Process
- b. Project No.: P-3452-016
- c. Date filed: June 28, 2016
- d. Submitted by: Erie Boulevard Hydropower, L.P
- e. Name of Project: Oak Orchard Hydroelectric Project

f. Location: on the New York State Barge Canal and Oak Orchard Creek in the village of Medina in the town of Ridgeway, Orleans County, New York. No federal lands are occupied by the project works or located within the project boundary.

g. Filed Pursuant to: 18 CFR 5.3 of the Commission's regulations

h. Potential Applicant Contact: Steven Murphy, Manager, Licensing, Brookfield Renewable, 33 West 1st Street South Fulton, New York 13069, Phone: (315) 598-6130; Email: [steven.murphy@brookfieldrenewable.com](mailto:steven.murphy@brookfieldrenewable.com) or Jon Elmer, Director of Operations, Brookfield Renewable, 800 Starbuck Ave., Suite 201 Watertown, New York 13601, Phone: (315) 779-2401, Email: [jon.elmer@brookfieldrenewable.com](mailto:jon.elmer@brookfieldrenewable.com) .

i. FERC Contact: Brandi Sangunett, Phone: (202) 502-8393, Email: [brandi.sangunett@ferc.gov](mailto:brandi.sangunett@ferc.gov)

j. Erie Boulevard Hydropower, L.P filed its request to use the Traditional Licensing Process on June 28, 2016. Erie Boulevard Hydropower, L.P provided public notice of its request on June 26, 2016. In a letter dated August 10, 2016, the Director of the Division of Hydropower Licensing approved Erie Boulevard Hydropower, L.P.'s request to use the Traditional Licensing Process.

k. With this notice, we are initiating informal consultation with the U.S. Fish and Wildlife Service and/or NOAA Fisheries under section 7 of the Endangered Species Act and the joint agency regulations thereunder at 50 CFR, Part 402; and NOAA Fisheries under section 305(b) of the Magnuson-Stevens Fishery Conservation and Management Act and implementing regulations at 50 CFR 600.920. We are also initiating consultation with the New York State Historic Preservation Officer, as required by section 106, National Historic Preservation Act, and the implementing regulations of the Advisory Council on Historic Preservation at 36 CFR 800.2.

l. With this notice, we are designating Erie Boulevard Hydropower, L.P as the Commission's non-federal representative for carrying out informal consultation pursuant to section 7 of the Endangered Species Act and section 305(b) of the Magnuson-Stevens Fishery Conservation and Management Act; and consultation pursuant to section 106 of the National Historic Preservation Act.

m. Erie Boulevard Hydropower, L.P filed a Pre-Application Document (PAD; including a proposed process plan and schedule) that also serves as the draft license application, with the Commission, pursuant to 18 CFR 5.6 of the Commission's regulations.

n. A copy of the PAD/DLA is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's website (<http://www.ferc.gov>),

using the “eLibrary” link. Enter the docket number, excluding the last three digits in the docket number field to access the document. For assistance, contact FERC Online Support at FERCONlineSupport@ferc.gov, (866) 208-3676 (toll free), or (202) 502-8659 (TTY). A copy is also available for inspection and reproduction at the address in paragraph h.

o. The licensee states its unequivocal intent to submit an application for a new license for Project No. 3452-016. Pursuant to 18 CFR 16.8, 16.9, and 16.10 each application for a new license and any competing license applications must be filed with the Commission at least 24 months prior to the expiration of the existing license. All applications for license for this project must be filed by June 30, 2019.

p. Register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via e-mail of new filing and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

Dated: August 10, 2016

Nathaniel J. Davis, Sr.,  
Deputy Secretary.

